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FLOOR DEBATE

January 18, 2002 LB 406, 446

employment. In response to those Opinions, the statute was amended in 1999, and that was LB 846, the statute was amended to require the Personnel Division to develop a valuation formula that included an actuarial analysis of the value of vested rights. Now the problem is that DAS has consulted with a number of actuaries who claim it is not possible to develop an actuarially verifiable formula for valuing vesting rights. The Personnel Division is claiming it cannot carry out its duties under the statute, so DAS wants the statute repealed. State employees are already entitled to sick and vacation leave upon retirement under state statute, and that's under 81-1328 and 1325, so the buy out really can't offer them additional benefits. And I brought this bill last year at the request of the Department of Administrative Services and will be happy to respond to questions as best I can. Thank you.

SENATOR CUDABACK: Thank you, Senator Schimek. You've heard the opening on LB 406. Open for discussion. Senator Schimek, there are no lights on.

SENATOR SCHIMEK: And Sen...

SENATOR CUDABACK: Did you wish...

SENATOR SCHIMEK: ...Senator, I would waive closing.

SENATOR CUDABACK: Senator Schimek waives closing. The question before the body is, shall LB 406 be advanced to E & R Initial? All in favor vote aye, opposed nay. We're voting on advancement of LB 406 to E & R Initial. Have you all voted who care to? Record, please, Mr. Clerk.

CLERK: 32 ayes, 0 nays, Mr. President, on the motion to advance LB 406.

SENATOR CUDABACK: LB 406 does advance. Mr. Clerk, next agenda item.

CLERK: Mr. President, LB 446 was a bill introduced by Senator Hudkins. (Read title.) Bill was introduced on January 10 of last year, at that time referred to the Government, Military and